

1 SENATE JOINT RESOLUTION 10

2 **48TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2008**

3 INTRODUCED BY

4 Phil A. Griego

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10 A JOINT RESOLUTION

11 PROPOSING THE PURCHASE, LONG-TERM LEASE OR DONATION OF THE
12 PENITENTIARY OF NEW MEXICO WASTEWATER TREATMENT SYSTEM TO SANTA
13 FE COUNTY.

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15 WHEREAS, Section 13-5-3 NMSA 1978 requires ratification
16 and approval of any sale, trade or lease of state property over
17 one hundred thousand dollars (\$100,000) in value; and

18 WHEREAS, the property control division of the general
19 services department is desirous of selling, leasing or donating
20 the penitentiary of New Mexico's wastewater treatment system to
21 Santa Fe county; and

22 WHEREAS, the purchase, lease or donation is contingent on
23 mutually agreed-to terms between the property control division
24 and Santa Fe county; and

25 WHEREAS, Santa Fe county currently manages and operates

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1 the wastewater treatment system located at the penitentiary of
2 New Mexico; and

3 WHEREAS, the real property, buildings, aerated lagoons,
4 facultative lagoons, storage pond and land application field
5 and system, a tract of land lying and being situate within
6 Section 35, T.16N., R.8E., NMPM, Santa Fe County, New Mexico,
7 beginning at a point, from whence the South quarter corner of
8 Section 36, T.16N., R.8E., bears N.88°51'25" E., 2660.24 feet,
9 thence along the following: S.88°51'25"W., 2057.21 feet,
10 thence N.00°22'51"W., 924.41 feet, thence N.85°33'11"W., 518.52
11 feet, thence N.32°15'42"W., 463.32 feet, thence N.19°28'33"W.,
12 106.67 feet, thence N.48°34'39"W., 635.03 feet, thence
13 N.13°45'15"W., 246.70 feet, thence N.05°21'53"W., 579.06 feet,
14 thence N.89°35'58"W., 3111.34 feet, thence S.00°01'42"E.,
15 467.10 feet, thence N.89°37'57"W., 380.97 feet, thence
16 S.00°22'03"W., 973.14 feet, thence N.89°54'45"E., 341.36 feet,
17 thence S.01°33'45"W., 234.70 feet, thence N.89°48'55"W., 444.30
18 feet, thence S.00°11'05"W., 675.00 feet, thence S.89°48'55"E.,
19 840.01 feet, thence S.00°10'55"W., 325.82 feet to the point and
20 place of beginning, comprise an area of one hundred thirty-five
21 and six-tenths acres; and

22 WHEREAS, both the state and Santa Fe county realize and
23 understand the advantages of providing efficient and economical
24 regional wastewater treatment for the area; and

25 WHEREAS, to compensate the state for use of the land and

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1 existing wastewater facilities, Santa Fe county will provide to
2 the corrections department and the New Mexico national guard a
3 seven percent reduction in the government/institutions
4 commodity charge for all wastewater flow from their respective
5 existing facilities as of January 2008 for a period of ten
6 years; and

7 WHEREAS, the state shall retain appropriate right-of-way
8 easements and provide access and egress to Santa Fe county and
9 may provide additional land adjacent to the existing property
10 for wastewater treatment where and when considered necessary by
11 using entities; and

12 WHEREAS, the lease, purchase or donation agreement shall
13 be subject to reservations, restrictions or easements of
14 record;

15 NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE
16 STATE OF NEW MEXICO that the proposed lease, purchase or
17 donation be hereby ratified and approved pursuant to the
18 provisions of Section 13-6-3 NMSA 1978; and

19 BE IT FURTHER RESOLVED that a copy of this resolution be
20 transmitted to the property control division of the general
21 services department.